

Village of Depew, NEW YORK

"The Village of Unrecalled Opportunity"



MEETINGS TO DATE: 14

NO. OF REGULARS: 14

AGENDA

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW

October 12, 2021 7:00PM

PLEDGE OF ALLEGIANCE-

INVOCATION -

NOTIFICATION OF FIRE EXITS

ROLL CALL: Trustee Hamernik
Trustee Ziemba
Trustee Kucewicz
Deputy Mayor Stempniak
Mayor Peterson

APPROVE VILLAGE BOARD MEETING MINUTES - September 13, 2021

APPROVE VILLAGE BOARD MEETING MINUTES - September 27, 2021

ACCEPT ZONING BOARD MEETING MINUTES - September 9, 2021

1. Shirley Krampen for a variance on property located at 48 King Ave of Chapter 260, §260-31(L)2 The pool structure and adjacent pool deck, including any adjacent walk, shall be a minimum of five feet from a rear property line or interior property line. If a rear lot line abuts a side lot line of a neighboring residential use, pool structures and adjacent pool decks, including any adjacent walks, shall be a minimum of 10 feet from the rear lot line. Pools may not encroach a required exterior side yard. Denied.
2. Kevin & Anne Mazurek for a variance on property located on 94 Jane Lane., of Chapter 260, §260-14B4(b)(1) Yards on corner lots, the exterior side yard for residential corner lots shall be as follows: Ten feet minimum when the rear lot line abuts another rear lot line. Granted with stipulation that flower bed removed.

APPROVE PLANNING BOARD MINUTES - October 7, 2021

1. 1.3178 Walden, Eric Percy on behalf of Atlas Enterprises of WNY LLC, requesting site plan approval for 20x50 addition that will connect the two separate buildings. Approved.

PUBLIC COMMENT - AGENDA ITEMS ONLY

1. Public Hearing - CDBG Lancaster Side
2. Appoint - DPW Laborer
3. Perm to Advertise - Special Meeting - ARPA
4. Perm to Advertise - Public Hearing CDBG Cheektowaga Side
5. Approve - Urbandale Interest Payment
6. Permission - Attend Training School
7. Permission to Sign - Engagement Letter
8. Approve - Auction Results
9. Approve - Trick or Treat Night
10. Permission - Depew Motorcade
11. Permission - Depew High School Bonfire
12. Approve - Employee Holiday Observance
13. Approve - Leave of Absence
14. Approve - Fire Party
15. Authorize - Emergency Sewer Repair
16. Permission - Fire Department
17. Permission to Sign - Santoro Signs
18. Department Head Reports - Building - September 2021
19. Employment Applications - Rec - Natalie Witt
20. Unfinished and Other Business
21. Public Concerns and Comments
22. Claims and Accounts
23. Adjournment

Village of Depew
Notice of Public Hearing

A Public Hearing will be held on Tuesday October 12, 2021 at 7:00 pm in the Depew Village Hall Council Chambers regarding the use of Federal Community Development funds in the Village of Depew.

The Village of Depew is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low- and moderate-income persons in the Village of Depew, Town of Lancaster side only.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Village of Depew's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The meeting room is wheelchair accessible. Those needing special arrangements should call the Village at 683-7451 by October 5, 2020.

By order of the

Board of Trustees

Teresa Wachowiak

Village Administrator

RESOLUTION

October 12, 2021

APPOINT FULL TIME DEPARTMENT OF PUBLIC WORKS LABORER

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint

Dillion Snyder

to the position of Full Time Department of Public Works Laborer at the salary stipulated in the budget.

The forgoing nomination was acted upon in the following manner by the Board of Trustees:

Trustee Hamernik -

Trustee Ziemba -

Trustee Kucewicz -

Deputy Mayor Stempniak -

Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 2

___Approved ___Denied

RESOLUTION

October 12, 2021

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR SPECIAL MEETING

Trustee _____ offered the following resolution and moved for its adoption:

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a special meeting to be held on Monday November 1, 2021 at 7:00PM to discuss the American Rescue Plan Act (ARPA) Funds.

The foregoing resolution was seconded by Trustee _____, and CARRIED.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 3

__Approved __Denied

RESOLUTION

October 12, 2021

AUTHORIZE ADMINISTRATOR TO ADVERTISE PUBLIC HEARING - CDBG

Trustee _____, offered the following resolution and moved for its adoption:

The Administrator is authorized to advertise a public hearing to discuss the Community Development Block Grant for the Cheektowaga Side of the Village of Depew at the Monday October 25, 2021 board meeting.

The foregoing resolution was seconded by Trustee _____ and **CARRIED.**

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 4

__Approved __Denied

APPROVE PAYMENT OF INTEREST

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, The Village of Depew Board of Trustees authorizes payment of property tax refund(s) to the Law Offices of WOLFGANG AND WEINMANN, LLP, on behalf of its client, URBANDALE DEVELOPMENT, pursuant to a Consent Order dated October 25, 2020 which was received by the Village of Depew on or about July 7, 2021. The amount of the interest is to be \$11,149.46.

THEREFORE, BE IT RESOLVED, The Village Administer is authorized to make the interest payment to Wolfgang and Weinmann, LLP.

The following resolution was seconded by Trustee _____, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik -
Trustee Ziemba -
Trustee Kucewicz -
Deputy Mayor Stempniak -
Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item # 5

__ Approved __ Denied

RESOLUTION

October 12, 2021

PERMISSION TRAINING SCHOOL

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, permission is hereby granted to Kenneth Pyc, Department of Public Works Superintendent, to attend the Public Works Training School, at The Holiday Inn, Saratoga Springs, NY 12866 on October 18, 2021 through October 20, 2021. Use of a village vehicle is authorized.

The foregoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item # 6

__Approved __Denied

RESOLUTION

October 12, 2021

PERMISSION TO SIGN ENGAGEMENT LETTER

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that Hodgson Russ LLP is hereby appointed Bond Counsel for the Village's sewer system capital improvements project (generally referred to as Phase 5, as supplemented), as authorized by a bond resolution adopted on March 22, 2021, as amended by an amending and restating bond resolution adopted on September 13, 2021, pursuant to the terms set forth in the engagement letter as presented.

NOW THEREFORE BE IT RESOLVED, that Mayor Kevin Peterson is authorized to sign the engagement letter with Hodgson Russ, LLP.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2012

Agenda Item # 7

___Approved ___Denied

RESOLUTION

October 12, 2021

APPROVE AUCTION RESULTS

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that the results from Auctions International online auction ending 9/29/2021 totaling \$18,194.50 are approved

Lot 1 - 2011 Ford E350 Diamond Coach Shuttle Bus busandcars \$15,100.00

Lot 2 – 6 Drawer Tennsco Metal File Cabinets mowerman \$42.50

Lot 3 – HP & Epson Toner Cartridges msingh123 \$31.00

Lot 4 – Panasonic Ultra-Pro Upright Vacuum & Supplies msingh123 \$11.00

Lot 5 – 1999 Chevy 3500 Truck Frame & Parts Stopbi \$310.00

Lot 7 – Reloading Equipment, Supplies & More vetteracerx \$2,700.00

The following resolution was seconded by Trustee _____, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik -
Trustee Ziemba -
Trustee Kucewicz -
Deputy Mayor Stempniak -
Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 8

__Approved __Denied

RESOLUTION

October 12, 2021

PROCLAIM OCTOBER 31, 2021 AS OFFICIAL TRICK OR TREAT NIGHT

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, the Official Trick or Treat Night in the Village of Depew, in conjunction with the Town and Village of Lancaster and the Town of Cheektowaga, is hereby designated as Sunday, October 31, 2021 between the hours of 6:00 PM – 8:30 PM.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item # 9

___Approved ___Denied

RESOLUTION

October 12, 2021

PERMISSION – DEPEW HIGH SCHOOL MOTORCADE

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, the Depew High School Student Senate has made application for a Motorcade escort for Friday October 22, 2021 at approximately 12 PM, and

WHEREAS, said motorcade route and traffic enforcement has been authorized by the Police Department and the Depew Fire Department will participate in the Motorcade.

NOW, THEREFORE BE IT RESOLVED, that permission is granted to the Depew High School Senate to hold the above-mentioned Motorcade on Friday October 22, 2021.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item 10

___ Approved ___ Denied

RESOLUTION

October 12, 2021

PERMISSION – DEPEW HIGH SCHOOL BONFIRE

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, permission is hereby granted to the Depew High School Varsity D Club to hold their annual bonfire on Tuesday October 19, 2021 at 7:15 PM on the football practice field behind the Depew Schools bus garage. The Depew Fire Department will be present to provide fire protection with the following stipulations:

1. The Fire Marshall must meet with an adult advisor prior to 6:30 pm on the day of the event to inspect the site and review emergency procedures.
2. No flammable liquids are to be used in lighting the bonfire.
3. The Depew Fire Department will supervise the lighting of the bonfire and will remain on standby for the duration of the event.
4. The Depew Fire Department reserves the right to cancel the bonfire in the event of adverse weather conditions (high winds) or any other condition that may adversely affect public safety.

Depew Police personnel will be present to maintain order and supply necessary traffic enforcement.

The forgoing resolution was seconded by Trustee _____, and **CARRIED**

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item #11

___ Approved ___ Denied

VILLAGE OF DEPEW EMPLOYEE HOLIDAY OBSERVANCE DAYS

Trustee _____, offered the following resolution and moved for its adoption:

BE IT RESOLVED, Christmas Eve Day 2021 and New Year's Eve Day 2021 are on Fridays and Christmas Day 2021 and New Year's Day 2022 are on Saturdays. Employees covered by the White Collar Collective Bargaining Agreement and all non-union employees working in Village Hall will observe these holidays as follows and Village Hall will be closed on the following days:

	Falls on	Observing
• Christmas Eve Day 2021	12/24/2021	Thursday, 12/23/21
• Christmas Day 2021	12/25/2021	Friday, 12/24/21
• New Year's Eve Day 2021	12/31/2021	Thursday, 12/30/21
• New Year's Day 2022	01/01/2022	Friday, 12/31/2021

Employees covered by the Blue Collar Collective Bargaining Agreement and all non-union employees working at the Department of Public Works will observe the following holidays on the following dates:

	Falls on	Observing
• Christmas Day 2021	12/25/2021	Friday, 12/24/21
• Day After Christmas 2021	12/27/2021	Monday, 12/27/21
• New Year's Eve Day 2021	12/31/2021	Friday, 12/31/2021
• New Year's Day 2022	01/01/2022	Monday, 01/03/2022

The foregoing resolution was seconded by Trustee _____, and
CARRIED.

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item # 12

__Approved __Denied

RESOLUTION

October 12, 2021

APPROVE LEAVE OF ABSENCE REQUEST

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, Andrew Silveri, Full Time DPW Laborer II is a newly hired employee and was not yet eligible for any paid time off under the CBA. His wife recently gave birth. He is requesting permission to take an unpaid leave of absence from September 13, 2021 until September 17, 2021 to assist his wife and care for my baby upon return home from the hospital.

WHEREAS, Teresa Wachowiak, recommends the approval of this request;

NOW THEREFORE BE IT RESOLVED, the Village Board approves the period of unpaid leave stated above.

The following resolution was seconded by Trustee _____, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik -
Trustee Ziemba -
Trustee Kucewicz -
Deputy Mayor Stempniak -
Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 13

__Approved __Denied

PERMISSION – DEPEW FIRE DEPT

Trustee _____, offered the following resolution and moved for its adoption:

Permission is hereby granted to the Depew Fire Department Aetna Hose Co to hold their 125th Anniversary party at Ripa's Restaurant, 4218 Walden Ave, Lancaster, NY on Saturday October 23, 2021 from 6:00 PM – 11:00 PM.

The foregoing resolution was seconded by Trustee _____ and **CARRIED.**

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item # 14

_Approved __Denied

RESOLUTION

October 12, 2021

AUTHORIZATION EMERGENCY SEWER REPAIR

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, in response to two collapsing sewer lines one on George Urban Blvd and one on Harvard Ave. The sewers are being repaired as part of an emergency order with E & R General Construction Inc. The emergency work being done will be at no expense to the Village once reimbursement has been paid.

BE IT FURTHER RESOLVED, that the work is authorized to be completed as per the proposal from E & R General Construction.

The foregoing resolution was seconded by Trustee _____, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik
Trustee Ziembra
Trustee Kucewicz
Deputy Mayor Stempniak
Mayor Peterson

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item #15

___Approved ___Denied

PERMISSION – FIRE DEPARTMENT

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, Permission is hereby granted to the Depew Fire Department to take Ladder #5 to attend the Interior Firefighting Operations Course at the Erie County Fire Academy, 3359 Broadway in Cheektowaga on October 17, 2021 from 8am – 12pm.

THEREFORE, BE IT RESOLVED: The above foregoing resolution was seconded by Trustee _____ and duly put to a roll call vote which resulted in the following:

Trustee Hamernik -
Trustee Ziemba -
Trustee Kucewicz -
Deputy Mayor Stempniak -
Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021

Agenda Item # 16

____Approved ____Denied

AUTHORIZE MAYOR TO SIGN SANTORA SIGN AGREEMENT

Trustee _____, offered the following resolution and moved for its adoption:

WHEREAS, the Village of Depew would like to utilize Santoro Signs to provide work on the Village of Depew Gateway signs at Walden Ave and Burlington Ave, Broadway St and Borden Rd, and Walden Ave and Dick Rd. The cost of the work being done is \$1,695 per sign.

NOW THEREFORE BE IT RESOLVED, that Mayor Kevin Peterson is authorized to sign the Santoro Sign agreement.

The foregoing resolution was seconded by Trustee _____ and duly put to a roll call vote which resulted in the following:

Trustee Hamernik -
Trustee Ziemba -
Trustee Kucewicz -
Deputy Mayor Stempniak -
Mayor Peterson -

VILLAGE OF DEPEW
BOARD MEETING
October 12, 2021
Agenda Item #17

___ Approved ___ Denied